
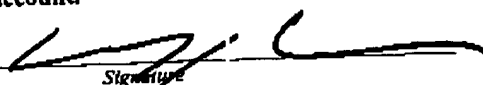


MAY 09 2005

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 1951	
In Re Application Of: KESSLER, S, ETAL					
Application No. 10/030,278	Filing Date 04/09/2002	Examiner HOWARD, S.	Customer No. 278	Group Art Unit 1615	Confirmation No.
Title: PRESERVATIVE FOR PERISHABLE PREPARATIONS...					
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450					
37 CFR 1.97(b)					
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.					
37 CFR 1.97(c)					
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of: <input type="checkbox"/> the statement specified in 37 CFR 1.97(e); OR <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).					

P10A/REV03

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 1951	
In Re Application: KESSLER, S., ET AL					
Application No. 10/030,278	Filing Date 04/09/2002	Examiner HOWARD, S.	Customer No. 278	Group Art Unit 1615	Confirmation No.
Title: PRESERVATIVE FOR PERISHABLE PREPARATIONS...					
<div style="text-align: center;">Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))</div> <div style="margin-top: 10px;"><input type="checkbox"/> A check in the amount of _____ is attached. <input type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.<div style="margin-left: 20px;"><input type="checkbox"/> Charge the amount of _____ <input type="checkbox"/> Credit any overpayment. <input type="checkbox"/> Charge any additional fee required.</div><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</div> <div style="margin-top: 10px;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="width: 45%; border: 1px solid black; padding: 5px;"><div style="text-align: center; font-weight: bold; font-size: small;">Certificate of Transmission by Facsimile*</div><div style="font-size: x-small;">I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. (703) 872 9306)</div><div style="margin-top: 5px;">05/09/2005 (Date)</div><div style="text-align: center; margin-top: 10px;"> Signature</div><div style="margin-top: 5px;">MICHAEL J. STRIKER Typed or Printed Name of Person Signing Certificate</div></div><div style="width: 45%; border: 1px solid black; padding: 5px;"><div style="text-align: center; font-weight: bold; font-size: small;">Certificate of Mailing by First Class Mail</div><div style="font-size: x-small;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</div><div style="text-align: center; margin-top: 10px;">(Date)</div><div style="text-align: center; margin-top: 10px;">_____ Signature of Person Mailing Correspondence</div><div style="text-align: center; margin-top: 5px;">_____ Typed or Printed Name of Person Mailing Certificate</div></div></div> <div style="margin-top: 20px;"><div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><div style="text-align: center; margin-bottom: 10px;"> Signature</div><div style="text-align: center;">*This certificate may only be used if paying by deposit account.</div></div><div style="width: 45%;"><div style="text-align: right;">Dated: MAY 9, 2005</div></div></div></div>					
cc:					

P10A/REV05

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MAY 09 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Group: Attorney Docket # 1951

Applicant(s): KESSLER, S., ET AL

Serial No.: 10/030,278

Filed: 04/09/2002

For: PRESERVATIVE FOR PERISHABLE
PREPARATIONS...

INFORMATION DISCLOSURE STATEMENT

May 6, 2005

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

S I R S:

___ In accordance with the Duty of Disclosure, Applicant(s) submit(s) herewith a copy of Foreign Search Report in a counterpart application and copies of the reference(s) indicated therein.

___ In the event that the Foreign Search Report is in a foreign language, a translation thereof is herewith submitted.

X Attached hereto is a FORM PTO 1449 listing the references.

___ Attached hereto is a copy of a reference cited in the specification of the application as filed. The specification itself recites the relevance of these documents, and pursuant to M.P.E.P. Section 609 A (3) this represents an acceptable Statement of Relevancy. The reference(s) appear(s) at the following page(s) and line(s) of the specification:

___ Applicant petitions for consideration of this Information Disclosure Statement since it is being submitted after receipt of an office action. It is respectfully requested that the required fee be charged to the account of the undersigned: 19-4675.

page 2 of 2

☒ Attached hereto are copies of references cited which may be pertinent to this application. Since the references are in the English language, no statement of relevancy is submitted.

☐ Attached hereto is a copy of the Office Action issued in the corresponding German and European applications, together with a translation thereof and copies of the references cited therein. A list of the cited references is also attached.

☐ Attached hereto copies of references cited which may be pertinent to this application. An English translation of the reference is also attached.

☐ Attached hereto is a Statement of Relevancy and copies of references cited therein.

☐ Relevancy is indicated in an English language abstract or an English language equivalent attached hereto.

Respectfully submitted,



Michael J. Striker
Attorney for Applicant(s)
Reg. No. 27233

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				Docket Number (Optional) 1951		Application Number 10/030,278		
				Applicant(s) KESSLER, S., ET AL				
				Filing Date 04/09/2002		Group Art Unit 1615		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
U.S. PATENT APPLICATION PUBLICATIONS								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Transition YES NO	
		97/27148	07/31/1997	WO			✓	
		00/76486 A1	12/21/2000	WO			✓	
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
		LARRY HENCH: "BIOCERAMICS: FROM CONCEPT OF CLINIC" J. AM. CERAM SOC. 74 (7), 1991, PP. 1487-1510.						
EXAMINER					DATE CONSIDERED			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								